

UNITED STATES INTERNATIONAL TRADE COMMISSION  
Washington, DC 20436

**MEMORANDUM ON PROPOSED TARIFF LEGISLATION  
of the 109<sup>th</sup> Congress<sup>1</sup>**

[Date approved: December 16, 2005]<sup>2</sup>

**Bill No. and sponsor:** H.R. 2909 (Mr. Sanford Bishop, Jr. of Georgia).

**Proponent name, location:** DuPont, Valdosta, GA

**Other bills on product (109<sup>th</sup> Congress only):** None.

**Nature of bill:** Temporary duty reduction through December 31, 2008.

**Retroactive effect:** None.

**Suggested article description(s) for enactment (including appropriate HTS subheading(s)):**

Formulations containing 5-bromo-3-sec-butyl-6-methyluracil (Bromacil) (CAS No. 314-40-9), 3-(3,4-Dichlorophenyl)-1,1-dimethylurea (Diuron) (CAS No. 330-54-1), and application adjuvants (provided for in subheading 3808.30.15).

**Check one:**     ☐ Same as that in bill as introduced.  
                     ☒ Different from that in bill as introduced (see Technical comments section).

**Product information, including uses/applications and source(s) of imports:**

The subject product is an end-use herbicide that is used for weed control in citrus and non-crop applications. It is imported from Mexico.

<sup>1</sup> Industry analyst preparing report: Jeff Clark (202-205-3318); Tariff Affairs contact: David Michels (202-205-3440).

<sup>2</sup> Access to an electronic copy of this memorandum is available at [http://usitc.gov/tata/hts/other/rel\\_doc/bill\\_reports/index.htm](http://usitc.gov/tata/hts/other/rel_doc/bill_reports/index.htm).

**Estimated effect on customs revenue:**

<b>HTS subheading: <u>3808.30.15</u></b>					
	2005	2006	2007	2008	2009
Col. 1-General rate of duty	6.5%	6.5%	6.5%	6.5%	6.5%
Estimated value <i>dutiable</i> imports	\$10,400,000	\$11,600,000	\$11,900,000	\$12,200,000	\$12,500,000
Customs revenue loss 1/	\$416,000	\$464,000	\$476,000	\$488,000	\$500,000

1/ The estimated Customs revenue loss results from the difference between the general rate of duty shown and the proposed reduced rate of 2.5 percent ad valorem.

Source of estimated dutiable import data: Industry estimates.

**Contacts with domestic firms/organizations (including the proponent):**

Name of firm/organization	Date contacted	US production of same or competitive product claimed?	Submission attached?	Opposition noted?
		(Yes/No)		
DuPont (Proponent) Elaine Olsen, 302-992-2263 Sharee Lawler, 202-728-3664	09/30/2005 10/19/2005	No	No	No
AtoFina Cerex Charles Kitchin, Fax: 703-527-2092	10/19/2005	No	No	No
BASF Corp. Greg Thies, 202-904-2332	10/19/2005	No	No	No
Bayer Corporate Services Karen Niedermeyer, 412-777-2058	10/19/2005	No	No	No
Bayer CropScience Will Hensley, 202-756-3781	10/19/2005	No	No	No
Crop Life America Lawrence Norton, Fax: 202-463-0474	10/19/2005	No	No	No
Dow Agro Science Lisa Schroeter, Fax: 202-429-3467	10/19/2005	No	No	No
FMC Corp. Jerry Prout, 202-956-5219	10/19/2005	No	No	No
LANXESS Jamie Schaeffer, Fax: 412-809-3666	10/19/2005	No	No	No

Monsanto Corp. Linda Strachan, 202-383-2849 Michael Parrish, Fax: 202-789-1867	10/19/2005	No	No	No
Syngenta Crop Protection Mike Blythe, 336-632-6000	10/19/2005	No	No	No
Valent USA Robin Demouth, 925-256-2758	10/19/2005	No	No	No

**Technical comments:**<sup>3</sup>

The Commission suggests that the article description on page 1 of this report be used in the proposed new heading because it contains a clearer description of the subject products.

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<sup>3</sup> The Commission may express an opinion on the HTS classification of a product to facilitate consideration of the bill. However, by law, only the U.S. Customs Service is authorized to issue a binding ruling on this matter. The Commission believes that the U.S. Customs Service should be consulted prior to enactment of the bill.

109TH CONGRESS  
1ST SESSION

# H. R. 2909

To reduce temporarily the duty on formulated product KROVAR IDF.

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IN THE HOUSE OF REPRESENTATIVES

JUNE 15, 2005

Mr. BISHOP of Georgia introduced the following bill; which was referred to  
the Committee on Ways and Means

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## A BILL

To reduce temporarily the duty on formulated product  
KROVAR IDF.

1       *Be it enacted by the Senate and House of Representa-*  
2       *tives of the United States of America in Congress assembled,*

3       **SECTION 1. FORMULATED PRODUCT KROVAR I DF .**

4       (a) IN GENERAL.—Subchapter II of chapter 99 of  
5       the Harmonized Tariff Schedule of the United States is  
6       amended by inserting in numerical sequence the following  
7       new heading:

“	9902.05.94	Formulated product KROVAR I DF containing active ingredients: [5-bromo-3- sec-butyl-6- methyluracil] (a.k.a. bromacil) and [3-(3,4- dichlorophenyl) 1,1-dimethylurea] (a.k.a. diuron) and application adjuvants. (CAS Nos. 330–54–1 and 314–40–9) (provided for in subheading 3808.30.15) .....	2.5%	No change	No change	On or before 12/31/2008	”.
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1           (b) **EFFECTIVE DATE.**—The amendment made by  
 2 subsection (a) applies to goods entered, or withdrawn from  
 3 warehouse for consumption, on or after the 15th day after  
 4 the date of enactment of this Act.

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